IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
JUDGE'S ORDER NO.443 OF 2006
IN
SUIT NO.627 OF 1968

Shamima T.Bootwala & ors .. Plaintiffs

vs

Salmaq Mehboobali Rajan .. Defendant
&
Falak Lamak Fazlelali & anr. Respondents

Mr.Nikhil Dharod i/b Pravin Mehta & Co for Plfss
CORAM :SMT R.S.DALVI, J

DATE : 6th February, 2007

P.C.

1. It is the case of the plaintiffs that by consent of all the parties, the plaintitfs are allowed to withdraw Rs.2,00,000/- from the suit a/c.

2. The plaintiffs had taken out a Judge's order on 2nd October, 2005 also. The plaintiff's advocate states that such Judge's orders have been taken out every year. The respondents' consent to such a withdrawal. They have consented earlier. They have also brought consent letter of the respondents for withdrawal at present. The consent letter is stated to be notarised in Colombo, Sri Lanka. It

is seen that each year the plaintiffs have been allowed to withdraw Rs.2,00,000/-. It is also seen that the respondents who are in Sri Lanka have consented to such a withdrawal from time to time. It is therefore, directed that Court Receiver shall allow the plaintiffs to withdraw Rs.2,00,000/- each year as and when it falls due pending the suit.

3. Judge's order disposed of accordingly. No further Judge's order need be taken out.

(Smt R.S.Dalvi,J)